

#25
B. Webb
8-4-04

Docket No. 000309.00212

EXPEDITED HANDLING REQUESTED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Jon M. Bishay et al.
SERIAL NO: 09/751,382 GAU: 3762
FILED: December 29, 2000 EXAMINER: George R. Evanisko
FOR: Apparatus and Method for Coupling Therapeutic and/or Monitoring Equipment to a Patient

RE-FILED
INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA. 22313-1450

SIR:

Applicants wish to disclose the following information.

The references attached hereto and listed on form PTO-1449 were previously submitted to the U.S. Patent and Trademark Office in an Information Disclosure Statement filed on July 31, 2002. In the Office Action dated December 31, 2002, the Examiner stated that the references were not considered because "several references lacked a date of publication, the references could not be found in the parent application, or the parent application was unavailable and the references could not be retrieved."

No item of information contained in this information disclosure statement was cited for the first time in any communication from a foreign patent office in any counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this statement.

Pursuant to the Examiner's comments in the Office Action dated December 31, 2002, applicants submit for consideration the references listed in form PTO-1449 attached hereto. The references that are deemed most pertinent by applicants are marked with an "X" in the right hand column on form PTO-1449.

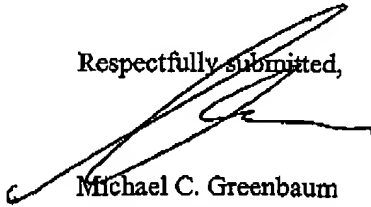
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08/05/2004 BDENNY 00000002 09751302

It is respectfully requested that the Examiner give expedited consideration to these disclosures so that applicants meet all certification requirements for statements under 37 CFR 1.97(e).

Please charge the fee of \$180.00 and any additional fees that may be required to Deposit Account No. 23-2185. A duplicate copy of this sheet is enclosed.

Respectfully submitted,



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THE OFFICIAL DATED STAMP HEREON BY THE U.S. PATENT AND TRADEMARK
OFFICE WILL ACKNOWLEDGE RECEIPT OF THE FOLLOWING:

Applicant: Jon M. Bishay et al.

Serial No.: 09/751,382

C/M No.: 000309.00212

Enclosures: RE-FILED INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97, in duplicate;

PTO-1449; and

77 References.

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000309.00212
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HAND-CARRY TO

EXAMINER GEORGE R. EVANISKO - Art Unit 3762 (703) 308-2612

BUILDING CRYSTAL PLAZA 2, ROOM 3B18

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INFORMATION DISCLOSURE
STATEMENT BY APPLICANT
Form PTO-1449 (Modified)
(Use several sheets if necessary)

COMPLETE IF KNOWN

Application Number	091751,382
Confirmation Number	7499
Filing Date	December 29, 2000
First Named Inventor	Jon M. Bishay
Group Art Unit	3762
Examiner Name	George R. Evanisko
Attorney Docket No.	000309.00212

Sheet 1 of 12

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	U.S. Patent or Application		Name of Patentee or Inventor of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Lines, Where Relevant Figures Appear
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Examiner					Date Considered	

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First Named Inventor	Jon M. Blshay
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Examiner Name	George R. Evanisko
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Date Considered

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**INFORMATION DISCLOSURE
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COMPLETE IF KNOWN

Application Number 09/751,362
Confirmation Number 7499
Filing Date December 29, 2000
First Named Inventor Jon M. Bishay
Group Art Unit 3762
Examiner Name George R. Evanisko
Attorney Docket No. 000309.00212

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Examiner			Date Considered

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(Use several sheets if necessary)		Examiner Name	George R. Evanisko
Sheet 4 of 12		Attorney Docket No.	000309.00212

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Examiner Initial	Cite No.	Kind Code	Name of Patentee or Applicant of Cited Document	Filing Date of Cited Document	YES	NO
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Examiner Initials	Cite No.	Include name of the author (In CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published.	PERTINENT
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Examiner

Date Considered

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2/28/03

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	First Named Inventor	Jon M. Bishay
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	Examiner Name	George R. Evanisko
Sheet 5 of 12	Attorney Docket No.	000309.00212

OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS

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Examiner		Date Considered	

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT Form PTO-1449 (Modified) (Use several sheets if necessary)	COMPLETE IF KNOWN	
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Examiner		Date Considered	

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Page 8 of 12		Attorney Docket No.	000309.00212
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Sheet 9 of 12

COMPLETE IF KNOWN

Application Number	09/751,382
Continuation Number	7499
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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
Form PTO-1449 (Modified)
(Use several sheets if necessary)

COMPLETE IF KNOWN

Application Number 09/751,382
Confirmation Number 7499
Filing Date December 29, 2000
First Named Inventor Jon M. Bishay
Group Art Unit 3762
Examiner Name George R. Evanisko
Attorney Docket No. 000309.00212

Sheet 11 of 12

OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published.	PERTINENT
		Pointer F-3 Instruction Manual, ITO Co., Ltd., Tokyo, Japan (1999), 12 pages.	
		Radionics products brochure. "A Significant Breakthrough Using Pulsed Radiofrequency for Pain Management", includes RF Lesion Generator System, Model RFG-3C Plus, (1997), Radionics, Burlington, MA, 10 pages.	
		Rehabicare Ortho Dx product brochure. "Reduce Rehabilitation Time and Enhance Patient Comfort with Ortho Dx", Rehabicare, New Brighton, MN, 2 pages.	
		Rehabicare SMP-plus product brochure. "SMP-plus. The Pain Relief Solution for Hard to Treat Patients", Rehabicare, New Brighton, MN (1999) 2 pages.	
		Rehabicare SportX Product Data Sheet, 1 page.	
		Rehabicare SportX Quick Set-Up Instructions, "SPORTX. Get back in the GAME!", Rehabicare, New Brighton, MN, 2 pages.	
		ROMITA, V.V. et al., "Parametric Studies on Electroacupuncture-Like Stimulation in a Rat Model; Effects of Intensity, Frequency, and Duration of Stimulation on Evoked Antinociception," Brain Research Bulletin, (1997) Vol. 42, No. 4, pp. 289-296, Elsevier Science Inc., USA	X
		ROONEY, J.G. et al., "Effect of Variation in the Burst and Carrier Frequency Modes of Neuromuscular Electrical Stimulation on Pain Perception of Healthy Subjects," Physical Therapy, (November 1992) Volume 72, Number 11, pp. 800-809	
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		SOMERS, D.L., et al., "High-Frequency Transcutaneous Electrical Nerve Stimulation Alters Thermal but not Mechanical Allodynia Following Chronic Constriction Injury of the Rat Sciatic Nerve," Arch. Phys. Med. Rehabil., (1998) 79, pp. 1370-1376	
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		STAROBINETS, M. et al., "Analgesic Effect of High-Frequency and Acupuncture Like Transcutaneous Electric Stimulation of Nerve Fibers in Spinal Osteochondrosis," (Russian) Zhurnal Nevropatologii I Psikhiatrii Imeni S.S. Korsakova (1985) 85, (3) pp. 350-354	
		ULETT, G. et al. "Electroacupuncture: Mechanisms and Clinical Application", Biological Psychiatry (July 1998) 44: 129-38.	
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		WHITE, P. et al. "Percutaneous Neuromodulation Therapy: Does the Location of Electrical Stimulation Effect the Acute Analgesic Response?", Anesthesia & Analgesia (October 2000) 91: 1-6.	X
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Examiner		Date Considered	